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Minutes

Board of Elevator Regulations

One Ashburton Place, 21st Floor

October 7, 2014, 1:00PM

1. Board Members Present:

Walter Zalenski, Chair
Michael Nicoloro, Member
Cheri Davis, Member
Thomas Riley, Member
John O'Donoghue, Member
David Gaudet, Member
David Morgan, Member

Guests Present:

Guy Grassi, Grassi Design Group Inc.
Robert Walker, Thought Forms
David Molino, Otis Elevator
Allison Lasko, Delta-Beckwith Elevator
Anthony Buonopane, Delta-Beckwith Elevator
Manus Greg Johnston, Core-Construction
Robert Chiampi, D.P.S
Ethan Clough

Board Members Not Present:

Harold McGonagle

2. The minutes from a previous meeting on September 16, 2014 were reviewed by members present; **motion to approve these minutes with corrections was made by John O'Donoghue, seconded by Thomas Riley. Motion passed by a vote of 6-0 with Walter Zalenski and Cheri Davis abstaining.**
3. The minutes from a previous meeting on September 23, 2014 were reviewed by members present; **motion to approve these minutes was made by Cheri Davis, seconded by John O'Donoghue. Motion passed by a vote of 7-0.**

The Board heard the following Petitions:

4. **10 Marlborough Street, Boston, MA 02116**

ASME A17.1-2004 Section 5.3.1.10.3

Owner: Michael Champa – 20 Winsor Way, Weston, MA 02493

Petitioner: Guy Grassi – 46 Waltham Street Suite 3A, Boston, MA 02118

The Petitioner is seeking relief from A17.1-2004 Section 5.3.1.10.3 to exceed the 50'-0" vertical travel limit. The elevator installation exists in a 4-story private residence and is used on an intermittent basis. The petitioner explained that all four levels of this residence are not accessible to the elevator. Also, the petitioner stated that relief from this code would accommodate two of the current residents, who are burdened with physical impairments. Motion made by Tom Riley to grant the variance under the conditions that total travel distance is 59'-1/2" and that any other components must meet all applicable codes.

Motioned By: Tom Riley
Seconded By: Cheri Davis
Vote: 5-2, Zalenski and Morgan opposed.

5. **89 Mount Vernon Street, Boston, MA**

Owner: Shep Perkins

Petitioner: Shep Perkins

The Board was addressed by Rob Walker, who was speaking on behalf of the petitioner, Shep Perkins. Mr. Walker requested to withdraw his petition for variance. The request for variance was withdrawn.

6. **610 Lincoln Street, Waltham, MA**

A17.1-2004 Section 2.15.9.2 and A17.1-2004 Section 2.19.2.2(b)

Owner: Gerald LeBlanc 255 Wyman Street, Waltham, MA 02451

Petitioner: Allison Lasko 115 Shawmut Road, Canton MA 02021

The petitioner would like to install two new traction MRL elevators (Gen2) into the existing hoistways of a building. The existing pit is at a depth of 4 feet versus the required 5 foot depth. The petitioner is seeking a variance to reduce the Toe Guard from 48'' to 36''. There was a motion by John O'Donoghue, to place this petition on hold until October 28, 2014. Seconded by Tom Riley.

Motion by: John O'Donoghue

Motion Seconded by: Tom Riley

Vote: 6-0, placed on Hold. Gaudet abstained

7. **10 Duncan Street Haverhill, MA, (128-P-347, 128-P-349, 128-P-350, 128-P-356, 128-P-357)**

524 CMR Section 2.2.2.2, 524 CMR Section 2.7.2.2, 524 CMR Section 35 2.18.5.1

Owner: David Molino

This petitioner is requesting a product variance to allow machine clearance to be less than 18 inches. Also, Mr. Molino is requesting a product variance to allow diameter of the governor rope to be less than ¼ inch. Motion made by David Gaudet to approve the product variance for Global Tardif MRL in regard to the aforementioned code sections. Seconded by Tom Riley.

Motion by: David Gaudet

Second by: Tom Riley

Vote: 7-0, granted

8. **65-71 Causeway Street, Boston, MA**

524 CMR 35 A17.1 1996 Part XX 2000.7a

Owner: Derek Brady – 65 Causeway Street, Boston, MA

Petitioner: Manus Greg Johnston – 19 Rosemary Street, Jamaica Plain, MA

The petitioner was not present at the scheduled time of the hearing. Initially, the Board voted to deny the variance on behalf of his absence. The petitioner may resubmit a variance request to be heard at a later date. A motion was made by David Morgan to deny the variance on behalf of the petitioner's consecutive absence, without prejudice. Seconded by John O'Donoghue.

Motion by: Dave Morgan

Second by: John O'Donoghue

Vote: 7-0, denied. all in favor

The petitioner arrived after the Board had made their initial motion to deny the variance. The petitioner requested that the Board reconsider hearing the case. A motion was made by John O'Donoghue to re-hear the case.

Motion by: John O'Donoghue

Second by: Tom Riley

Vote: 6-1, granted. Morgan opposed.

The petitioner is requesting a variance to exceed the travel distance on a wheelchair lift from 12 feet up to an amended 13 feet. The wheelchair lift is located in a barbeque restaurant. A motion was made by David Gaudet to extend the travel distance to 13 feet. Seconded by Tom Riley.

Motion by: David Gaudet

Seconded by: Tom Riley

Vote: 5-2, granted. Morgan and Zalenski opposed.

Matters not reasonably anticipated 48 hours in advance:

9. The Board recognized the technical code coordinator, Robert Chiampi. Mr. Chiampi presented a variance request on ASME A17.1-1996 Part XX Rule 2100.7a. The section of code limits the weight capacity of a residential wheelchair lift from exceeding 700 pounds. Mr. Chiampi pointed out that the industry standard nationwide is 750 pounds for wheelchair lifts. The promulgated 2010 code will address this antiquated section of the 1996 code. The Board plans to address the Department of Public Safety's legal staff on this issue.

Motion to adjourn made by David Gaudet, seconded by Michael Nicoloro. Hearing concluded at 3:30 p.m.

Exhibit List:

Exhibit 1: Minutes from September 16, 2014

Exhibit 2: Minutes from September 23, 2014

Exhibit 3: Petition packet from 10 Marlborough Street, Boston, MA

Exhibit 4: Petition packet for 89 Mount Vernon Street, Boston, MA

Exhibit 5: Petition packet for 610 Lincoln Street, Waltham, MA

Exhibit 6: Petition packet for 915 Holt Avenue, Manchester, NH

Exhibit 7: Petition packet for 65-71 Causeway Street, Boston, MA

Exhibit 8: Review ASME A17.1-1996 Part XX Rule 2100.7a

Prepared by: Ethan Clough